

Senate File 94

PAG LIN

SENATE FILE 94

1 1
1 2
1 3 AN ACT
1 4 PROVIDING FOR THE CONFIDENTIALITY OF CERTAIN VETERANS' RECORDS
1 5 MAINTAINED BY COUNTY RECORDERS.

1 6
1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 8
1 9 Section 1. Section 22.7, Code 2003, is amended by adding
1 10 the following new subsection:

1 11 NEW SUBSECTION. 47. Military personnel records recorded
1 12 by the county recorder pursuant to section 331.608.

1 13 Sec. 2. Section 331.608, Code 2003, is amended by adding
1 14 the following new subsection:

1 15 NEW SUBSECTION. 5A. Unless otherwise provided by the
1 16 person who requested the recording of a record under this
1 17 section, notwithstanding section 22.2, subsection 1, such
1 18 record shall be confidential and shall not be made available
1 19 for examination or copying except as follows:

1 20 a. To the person who is the subject of the record, to a
1 21 member of that person's immediate family, or to that person's
1 22 agent or representative duly authorized in writing.

1 23 b. To a person requesting to examine or copy a record when
1 24 the event that resulted in the record being made occurred more
1 25 than seventy-five years prior to the request.

1 26 c. To a person who is a funeral director licensed pursuant
1 27 to chapter 156 and who has custody of the body of a deceased
1 28 veteran.

1 29 d. When otherwise ordered by a court of competent
1 30 jurisdiction.

1 31 e. When otherwise required by a department or agency of
1 32 the federal or state government or a political subdivision
1 33 thereof.

1 34 f. To a person conducting research who has received
1 35 written approval from the county commissioner of veteran
2 1 affairs to view the records.

2 2 Sec. 3. Section 331.608, subsection 6, Code 2003, is
2 3 amended to read as follows:

2 4 6. If a certified copy of a ~~public~~ record is required to
2 5 perfect the claim of a veteran in service or honorably
2 6 discharged or a claim of a dependent of the veteran, the
2 7 certified copy shall be furnished by the custodian of the
2 8 ~~public~~ record without charge.

2 9
2 10
2 11
2 12 _____
2 13 MARY E. KRAMER
2 14 President of the Senate

2 15
2 16
2 17 _____
2 18 CHRISTOPHER C. RANTS
2 19 Speaker of the House

2 20 I hereby certify that this bill originated in the Senate and
2 21 is known as Senate File 94, Eightieth General Assembly.

2 22
2 23
2 24
2 25 _____
2 26 MICHAEL E. MARSHALL
2 27 Secretary of the Senate

2 27 Approved _____, 2003

2 28
2 29
2 30 _____
2 31 THOMAS J. VILSACK
2 32 Governor